



State of New Jersey

Chris Christie
Governor

Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement
1300 Atlantic Avenue
Atlantic City, NJ 08401

Jeffrey S. Chiesa
Attorney General

Kim Guadagno
Lt. Governor

David Rebuck
Director

May 20, 2013

Michael A. Magazzu, Esquire
Corporate Counsel
Caesars Entertainment, Eastern Division
c/o Bally's Atlantic City
Park Place and The Boardwalk
Atlantic City, New Jersey 08401

RE: Petition #1361303

Dear. Mr. Magazzu:

The staff of the Division of Gaming Enforcement's (Division) Regulatory Enforcement Bureau has reviewed Petition #1361303 filed by Showboat Atlantic City Operating Company, LLC (Showboat) dated May 16, 2013. Showboat is seeking approval to amend its Certificate of Operation and Casino Hotel Alcoholic Beverage (CHAB) License.

The Showboat is currently operating under a Certificate of Operation which was approved in Petition #1811201 on July 2, 2012, by the Division of Gaming Enforcement.

By Petition #1361303, Showboat seeks approval to complete modifications to its casino floor as depicted on the architectural drawing labeled PCO-81R1 dated April 24, 2013, which was prepared and certified by Michael Demling, RA, License #08676, of Michael Demling Associates (Exhibit A).



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The petitioner proposes the following:

Table Games

1. Provide a fifty (50) game Poker Plan by temporarily adding fifty (50) poker tables in the Orleans Ballroom for purposes of Tournaments. This will result in a temporary increase of ten thousand five hundred thirty-one (10,531) square feet of casino area when in use.

Slot Machines

1. Provide a sixty (60) game Slot Plan by temporarily adding sixty (60) slot machines in the Orleans Ballroom for purposes of Tournaments. This will result in a temporary increase of ten thousand five hundred thirty-one (10,531) square feet of casino area when in use.

Miscellaneous

1. Temporarily amend its CHAB license during the tournaments to designate the Orleans Ballroom as a Type I CHAB authorized location, with service of beverages emanating from portable service bars.

The summary of the statistical calculations is as follows:

1. The total number of slot machines is **2,294** and the total number of slot stools is **2,293**. When the **60 game Slot Plan** (Tournament-Orleans Ballroom) is implemented, the number of slot machines and slot stools will increase by sixty (60) for a total of **2,354** slot machines and **2,353** slot stools;
2. The total number of table games is **111** table games. When the **50 game Poker Plan** (Tournament-Orleans Ballroom) is implemented, the number of table games will increase by fifty (50) for a total of **161** tables;

3. The casino floor area will remain the same at one hundred and eight thousand eight hundred sixty-nine (**108,869**) square feet. The Simulcast area will remain the same at seventeen thousand eighty-six (**17,086**) square feet.
The total gaming area, including Simulcast, will remain the same at one hundred twenty-five-thousand nine-hundred fifty-five (**125,955**) square feet.
When either the **50 game Poker Plan** or the **60 game Slot Plan** (Tournament-Orleans Ballroom) is implemented, the total gaming area will increase by ten thousand five hundred thirty-one (**10,531**) square feet for a total of one hundred thirty six thousand four hundred eighty-six (**136,486**) square feet;
4. The allowable slot coverage (90% of 125,955 sq. ft.) is one hundred thirteen-thousand three hundred fifty-nine (**113,359**) square feet.
When either the **50 game Poker Plan** or the **60 game Slot Plan** (Tournament-Orleans Ballroom) is implemented, the allowable coverage (90% of **136,486**) is one hundred twenty two thousand eight hundred thirty-seven (**122,837**) square feet;
5. The actual slot coverage is eighty-seven thousand six hundred eighty-seven (**87,687**) square feet which is **69.6%** of the total gaming area and within the allowable 90% for slot density.
When either the **50 game Poker Plan** or the **60 game Slot Plan** (Tournament-Orleans Ballroom) is implemented, the actual coverage is eighty-eight thousand thirty-eight (**88,038**) square feet which is **64.5%** of the total gaming area and within the allowable 90% for slot density.

Based on the Division's authority, the requested amendments to Showboat's Certificate of Operation and CHAB license as set forth above, are hereby granted pursuant to N.J.A.C. 13:69C7.1, et seq and N.J.S.A. 5:12-103 et seq. This approval authorizes a casino room containing and consisting of **125,955** square feet of total gaming space, **111** table games, **2,294** slot machines, **2,293** slot stools, **4** pari-mutuel machines and **3** self service pari-mutuel machines. When the 50 game Poker Plan or 60 game Slot Plan (Tournament-Orleans Ballroom) is implemented, the casino room will consist of one hundred thirty-six thousand four hundred eight-six (**136,486**) square feet, **161** table games and **2,354** slot machines and **2,353** slot stools as referenced in the Petitioner's letter.

Please note that the designation of smoking areas in casinos is subject to the jurisdiction of the N.J. Department of Health and Senior Services and the Atlantic City Department of Health and Human Services, not the Division. Accordingly, this letter should in no way be construed as approving areas of the gaming floor for smoking.

This approval is subject to the following conditions:

- A. That revised operational blueprints, reflecting the changes approved herein, be submitted to the Division's Regulatory Enforcement Bureau, casino licensee's security podium and the casino licensee's CCTV monitoring room;
- B. That Showboat notifies the Division immediately in the event of any modification to the approvals granted herein;
- C. That all CCTV cameras must be accessible from the Division's CCTV monitoring system as required by N.J.A.C. 13:69D-1.10(a)3;
- D. That a revised Slot Master List is submitted to the Technical Service Bureau of the Division;
- E. That a revised Table Game and Roulette Wheel inventory list are submitted to the in-house Division office;
- F. That Showboat comply with CCTV requirements identified in N.J.A.C. 13:69D-1.10(l) regarding the requirement to have one (1) operator for every 40,000 square feet of casino floor space unless otherwise authorized by the Division;
- G. That an updated security submission be approved by the Division reflecting the cash transport route from the Orleans Ballroom buy-in area to the cage. The submission shall also address additional security staffing when the 50 game Poker Plan or 60 game Slot Plan (Tournament-Orleans Ballroom) is implemented;
- H. Any Showboat employee who is responsible for the handling, storage or service of alcoholic beverages within the tournament area (Orleans Ballroom) should be designated as a CHAB employee who possesses the requisite qualifications and has received training in the sale of alcoholic beverages to the public;
- I. Showboat will insure that service of alcoholic beverages will be provided only to those individuals who are 21 years of age or older and that such beverages are not served to individuals who are actually or apparently intoxicated;
- J. Service of alcoholic beverages within the tournament area (Orleans Ballroom) will comply with all requirements attendant to Type I CHAB authorization, pursuant to N.J.S.A. 5:12-103g(1) and N.J.A.C. 13:69I-3.1, and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control;

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- K. Showboat is to obtain all necessary approvals from other governmental agencies prior to commencing operation of the tournament area (Orleans Ballroom) as a Type I location;
- L. That Showboat complies with all requirements and conditions appended to approvals received from all involved agencies of government whose approvals are required in order for a Certificate of Occupancy for the general public to be issued including, but not limited to, the Department of Community Affairs and the local construction official;
- M. Once modifications have been completed, satisfactory inspections and approvals by the Division are required to ensure that the changes made conform to the petition. The review also includes, but is not limited to, an assessment of the adequacy of CCTV and security coverage. Such inspections must be done **prior to the proposed areas being used for gaming activity**; and,
- N. In the future, if there are no changes from this approved petition, only notification to the Division along with the applicable certifications is required. Notification must be submitted at least three (3) business days prior to the implementation of the **50 game Poker plan** or the **60 game Slot plan**.

To schedule an inspection, please contact the Division at inspections@njdge.org.

If you have any questions, please do not hesitate to contact Bill Kendzierski of my staff at 441-7557.

Sincerely,



Don Errera, Deputy Chief
Regulatory Enforcement Bureau

DE/bel

CC: Chuck Kimmel, DGE
Tim Ficchi, DGE
Joe Goukler, DGE
Eric Weiss, DGE
Lisa Spengler, DGE
DGE Intake Unit
C-33-13-023